

# **EXHIBIT 2**

JUSTIN GUY  
July 15, 2021

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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

JUSTIN GUY, individually and on behalf  
of those similarly situated,

Plaintiff,

Case No. 20-cv-12734-MAG-EAS

vs

HON. MARK A. GOLDSMITH

ABSOPURE WATER COMPANY, L.L.C., a  
domestic limited liability company,  
Defendant.

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ZOOM DEPOSITION OF JUSTIN GUY  
Taken on the 15th of July, 2021, at 10:10 a.m.

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1 APPEARANCES:

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ALSO PRESENT: Patrick Byrne

12 Mari Yokhana

13 REPORTED BY: Wendy L. DeMatio, CSR 3851

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1           about whether they told him or didn't tell him.

2       Q   (BY MR. ACHO): When did you find out that Absopure was  
3           not going to pay you overtime?

4       A   **When I worked my first week of 50 hours and I didn't get**  
5           **paid over that 40-hour mark.**

6       Q   Okay, okay. And did you complain to the supervisor?

7       A   **Yeah, I always complained, but I --**

8       Q   You always complained? You always complained?

9       A   **I was just a little black kid, and they --**

10                   COURT REPORTER: I'm sorry, I'm sorry, whoa,  
11           whoa. I'm getting a lot of overlap. Please ask your  
12           question, Mr. Acho.

13       Q   (BY MR. ACHO): Which supervisor did you complain to?

14       A   **I complained to all of them. Tony, Alex, Art, and --**

15       Q   And what did they tell you when you -- what did they tell  
16           you when you complained?

17       A   **Well, Art, he made it to where he was basically just**  
18           **saying -- like he did make it to where I could make some**  
19           **more money. He gave me a personal route, like I had a**  
20           **route that was mine. That's what he did when I started**  
21           **complaining.**

22       Q   I didn't ask you -- what did he say about the overtime?

23       A   **But I complained -- are you listening or am I not talking**  
24           **clear? You asked me a question, I answered it. When I**  
25           **was telling him about complaining -- when I was**

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1           **complaining, he offered me a better route to make more**  
2           **money.**

3       Q     To make more money. Oh, that's the commissions, right?

4       A     **That's what he offered me in order of overtime. He said**  
5           **he would just give me more money to do a better route.**

6       Q     And did you make more money on a better route?

7       A     **I had to work longer, and I still didn't get paid**  
8           **overtime.**

9       Q     Well, but there are days and weeks where you made a lot  
10           more money than had you been hourly and got paid  
11           overtime. You're not denying that, are you?

12      A     **That's not correct.**

13      Q     Well, I was told some days, I mean, you got -- you knew  
14           how much you made every day, didn't you?

15      A     **Yes.**

16      Q     You knew it. So every day you were aware of what you  
17           were getting, which did not include overtime, correct?

18      A     **No.**

19      Q     No, what?

20      A     **No, it didn't include overtime.**

21      Q     But you knew it every single day, right?

22                   MR. HANNA: Object to form.

23                   THE WITNESS: I didn't know I wasn't supposed  
24           to be paid -- overtime is over eight hours a day, and I  
25           was working over eight hours a day.